

MAINE SUPREME JUDICIAL COURT

Reporter of Decisions

Decision: 2006 ME 97

Docket: Pen-05-464

Submitted

On Briefs: February 27, 2006

Decided: August 3, 2006

Panel: CLIFFORD, DANA, ALEXANDER, CALKINS, LEVY, and SILVER, JJ.

BANK OF AMERICA

v.

SUSAN FINNEMORE

PER CURIAM

[¶1] Melissa Cockerham, party-in-interest, appeals from a summary judgment entered in the District Court (Newport, *MacMichael, J.*) in favor of Fleet National Bank (now Bank of America, successor to Fleet National Bank) which determined that Fleet Bank's mortgage deed took priority over her recorded civil judgment, despite her previously filed notice of *lis pendens*. Because the Court is evenly divided, the judgment is affirmed.

The entry is:

Judgment affirmed.

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